MINUTES

OF THE

NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: July 21, 2011

TIME: 9:00 a.m.

PLACE: Holiday Inn

Raleigh, North Carolina

SUBMITTED BY: Terry Wright

Director

MEMBERS PRESENT: MEMBERS ABSENT:

Johnny Phillips Courtney Brown Mack Donaldson Richard Lee

June Ray James Taylor Larry McClellan

STAFF PRESENT:

Director Terry Wright Board Secretary Nan Williams

Deputy Director Anthony Bonapart

Attorney Charles McDarris Training Officer Judy Pittman

Field Services Supervisor Phillip Stephenson

VISITORS:

Larry McClellanWilliam BunnBrad SmithChad OrtmonTim MangumJoseph NehlsRobert HambrickWayne LanierEric ScottJerry CreechKeith PendletonTerry Hatley

John Becker Antoine McLaughlin Michael Rowe David Baratta Gina Wagner Terry Holt Millie Archer **Brent Patterson** Steve Niedzwiecki Grover Barfield James McKinon Patty James Dorian Dehnel Joan McDonald Paul Victor **Dustin Evans**

Joshua Burnett

CALL TO ORDER

The July 21, 2011 meeting of the North Carolina Alarm Systems Licensing Board was called to order at 9:00 a.m. by Chairman Phillips.

In accordance with the State Ethics Law, Attorney Charles McDarris read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matter coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Mr. Phillips welcomed all guests.

MS. RAY MADE A MOTION TO APPROVE THE MINUTES FROM THE MAY 19, 2011 BOARD MEETING. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

MS. RAY MADE A MOTION TO APPROVE THE MINUTES FROM THE JUNE 20, 2011 SPECIAL MEETING. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

MS. RAY MADE A MOTION TO APPROVE THE SCREENING REPORT. SECONDED BY MR. DONALDSON. MOTION CARRIED.

MS. RAY MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MR. TAYLOR. MOTION CARRIED.

Mr. Donaldson reported that he and Mr. McClellan met as the Grievance Committee on July 20, 2011 from 1:00 p.m. to 3:30 p.m.

MS. RAYMADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. TAYLOR. MOTION CARRIED.

Mr. McDarris removed himself as counsel to the Board to present the following final agency decisions:

CAROLYN T. MANCINELLI - 11 DOJ 1796. This case was heard by Administrative Law Judge Beecher R. Gray on March 29, 2011. The issue before the Judge was the denial of an alarm registration for lack of good moral character and temperate habits. Ms. Mancinelli was present.

MR. DONALDSON MADE A MOTION TO APPROVE THE ALARM REGISTRATION FOR MS. MANCINELLI. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

JOSEPH F. NEHLS - 11 DOJ 0359 - This case was heard by Administrative Law Judge Augustus B. Elkins, II on January 25, 2011. The issue before the Judge was the denial of an alarm renewal registration for a criminal history. Mr. Nehls was present.

MR. MCCLELLAN MADE A MOTION TO APPROVE THE ALARM RENEWAL REGISTRATION FOR MR. NEHLS. SECONDED BY MR. DONALDSON. MOTION CARRIED.

JOHN SAMUEL WHELESS - 11 DOJ 1798 - This case was heard by Administrative Law Judge Beecher R. Gray on March 29, 2011. The issue before the Judge was the denial of an alarm renewal registration for a criminal history. Mr. Wheless was not present.

MS. RAY MADE A MOTION TO APPROVE THE ALARM RENEWAL REGISTRATION FOR MR. WHELESS. SECONDED BY MR. TAYLOR. MOTION CARRIED.

BREAK: 9:45 a.m. RECONVENED 10:00 a.m.

SPECIAL REPORTS AND PRESENTATIONS

Mr. Brad Smith presented the Continuing Education Sub-committee report.

- 1. Lynx Series ASLB-07-267- The committee recommends approval for renewal of 4 CEU's for this course.
- 2. VistaBP ASLB-07-268 The committee recommends approval for renewal of 6 CEU's for this course.
- 3. Total Connect ASLB-07-281 The committee recommends approval for renewal of 4 CEU's for this course.
- 4. Intro2GSM ASLB-07-283 The committee recommends approval for renewal of 2 CEU's for this course.
- 5. Southeast Security Products The committee recommends denial for this course because the course does not apply to NCGS 74-D.

- 6. Troubleshooting Techniques for Alarm Systems (Long) ASLB-03-137 The committee recommends approval for renewal of 3 CEU's for this course.
- 7. Alarm Systems Licensing Board Meetings ASLB-99-000 The committee recommends approval for renewal of 3 CEU's for this course.
- 8. Alarm Systems Licensing Board Registration Procedures ASLB-07-262 The committee recommends approval for renewal of 3 CEU's for this course.

MR. TAYLOR MADE A MOTION TO APPROVE THE COURSES AS PRESENTED. SECONDED BY MS. RAY. MOTION CARRIED.

UNFINISHED BUSINESS

None

OLD BUSINESS

Mr. McClellan stated that he would like the Board to consider approving a Business Management Training course for new licensees. Mr. McClellan stated that a business management course would aid new licensees in the proper operation of running a business. Mr. McClellan stated that the Electronic Security Association has online business management courses that licensees could take.

MR. MCCLELLAN MADE A MOTION THAT THE CONTINUING EDUCATION COMMITTEE CONSIDER BUSINESS MANAGEMENT COURSES WHEN APPROVING CONTINUING EDUCATION COURSES. SECONDED BY MR. TAYLOR. MOTION CARRIED.

NEW BUSINESS

Mr. Phillips called for the election of officers.

Nominations were taken for Board Chairman and Vice Chairman.

MR. DONALDSON MADE A MOTION TO APPOINT MR. JOHNNY PHILLIPS AS CHAIRMAN AND MR. COURTNEYBROWN AS VICE CHAIRMAN. SECONDED BYMR. MCCLELLAN. MOTION CARRIED. NONE OPPOSED.

MR. DONALDSON MADE A MOTION TO APPOINT MS. JUNE RAY AS ETHICS LIAISON CHAIRPERSON. SECONDED BY MR. MCCLELAN. MOTION CARRIED. NONE OPPOSED.

Mr. McClellan requested that the Board consider a probationary employee provision. Mr. McClellan stated that there have been situations were he may only need employees for a few weeks, such as when

upgrading equipment and based on the current process he would be required to register those employees. Mr. McClellan suggested maybe having the same probationary rule as the PPS Board. Mr. McDarris stated this would take a statute change and that the legislature would probably look at these type matters sometime in 2012 or 2013.

Mr. Phillips suggested that this matter be deferred and discussed at a future Board meeting.

DIRECTOR'S REPORT

Mr. Wright presented the written report and advised as of June 29, 2011, the combined budget balance was \$627,176.89. The Education Fund balance was \$44,407.51. As of July 18, 2011, the Board has 907 licensees and 5,225 registrants.

Mr. Wright reminded the Board that currently the ASLB and PPSB budgets are combined and he had previously reported to the Board that Financial Services will be separating the two budgets.

MR. DONALDSON MADE A MOTION TO ACCEPT THE DIRECTOR'S REPORT AS PRESENTED. SECONDED BY MR. TAYLOR. MOTION CARRIED.

ATTORNEY'S REPORT

- 1. Tiffany H. Jones/American Burglar Alarms, Inc. Consent to be paid in 6 monthly equal payments has been paid in full.
- 2. Gregory S. McLaughlin/Strategic Connections, Inc. Consent Agreement of \$3,508.80 has been executed and paid.
- 3. Richard Crabtree/ADT Security Services, Inc. Consent Agreement of \$163.20 has been executed and paid.
- 4. Barry Simmons/Safe Streets USA, LLC Consent Agreement of \$5,548.80 has been executed and paid.

The list of Administrative Hearings were given to the Board as an attachment to the Attorney's Report.

Mr. McDarris reported that technical amendments to 12 NCAC 11 .0201, .0204, .0301, .0306 have been filed. These are in the public comment period with the public hearing to be held on August 2, 2011.

Mr. McDarris stated that the industry will be notified by a memo in regard to the Utilities Commission splitting the 919 area code into two different codes.

Mr. McDarris stated that he will report later in regard to the locksmith question from Vivint, Inc.

The new IT system would accept electronic signatures but this would take a rule change. A lot of the

Boards already allow these electronic signatures.

MR. TAYLOR MADE A MOTION TO GIVE THE STAFF AUTHORITY TO ACCEPT ELECTRONIC SIGNATURES FOR THE NEW COMPUTER SYSTEM. SECONDED BYMS. RAY. MOTION CARRIED.

MR. DONALDSON MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MR. TAYLOR. MOTION CARRIED.

GOOD OF THE ORDER

MR. MCCLELLAN MADE A MOTION TO ADJOURN. SECONDED BY MR. TAYLOR. MOTION CARRIED.

Meeting Adjourned:	11:00 a.m.		
		Terry Wright Director	
		Nan Williams Reporter	